

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

PARALLEL NETWORKS, LLC §  
Plaintiff, §  
vs. §  
PRICELINE.COM INC.; § CIVIL ACTION NO. 2:08-CV-45-DF  
ORBITZ, LLC; §  
WALGREEN CO.; §  
OFFICEMAX INC.; §  
SHUTTERFLY, INC.; §  
SAKS INC.; and §  
CLARK WAMBERG, LLC §  
Defendants. §

**PLAINTIFF PARALLEL NETWORKS, LLC'S ANSWER TO  
DEFENDANT ORBITZ, LLC'S COUNTERCLAIMS**

Plaintiff Parallel Networks, LLC (“Parallel Networks”) files its Answer to Defendant Orbitz, LLC’s (“Orbitz”) Counterclaims. Parallel Networks denies the allegations in Orbitz’s Counterclaims unless expressly admitted in the following paragraphs.

1. Based on Orbitz’s admissions in its Answer to Parallel Networks’ Complaint, Parallel Networks admits the allegations of paragraph 28.
2. Parallel Networks admits the allegations of paragraph 29.
3. Parallel Networks admits the allegations of the first sentence of paragraph 30, and admits that the Court has jurisdiction over Orbitz’s Counterclaims under 28 U.S.C. §§ 1331 and 1338. Parallel Networks denies the remaining allegations of paragraph 30.
4. With respect to the allegations of paragraph 31, Parallel Networks admits that venue is proper in this District pursuant to 28 U.S.C. §§ 1391 and 1400, and that venue is proper

in the Marshall Division. Parallel Networks denies that venue in the Eastern District of Texas, Marshall Division is inconvenient to Orbitz.

5. Parallel Networks admits the allegations of paragraph 32.
6. Parallel Networks denies the allegations of paragraph 33, and denies that Orbitz is entitled to the relief requested therein.
7. Parallel Networks admits the allegations of paragraph 34.
8. Parallel Networks denies the allegations of paragraph 35, and denies that Orbitz is entitled to the relief requested therein.
9. Parallel Networks admits the allegations of paragraph 36.
10. Parallel Networks denies the allegations of paragraph 37, and denies that Orbitz is entitled to the relief requested therein.

In response to Orbitz's Prayer, Parallel Networks denies that Orbitz is entitled to relief of any kind.

Orbitz's Jury Demand does not require a response from Parallel Networks.

#### **REQUEST FOR RELIEF**

Therefore, Parallel Networks requests the following relief:

- a. that the Court enter a judgment in favor of Parallel Networks on all claims asserted against it by Orbitz;
- b. that the Court award Parallel Networks its attorneys' fees and costs of court, together with pre-judgment and post-judgment interest in the maximum amount provided by law; and
- c. that the Court award Parallel Networks all other relief to which it may be entitled.

Dated: May 1, 2008

Respectfully submitted,

/s/ Ryan Bangert

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CERTIFICATE OF SERVICE

I certify that on the 1st day of May, 2008, all counsel of record who have consented to electronic service were served with a copy of this document via the Court's electronic filing system pursuant to Local Rule CV-5(a)(3).

/s/ Ryan Bangert

Ryan Bangert